

AMENDED IN SENATE APRIL 30, 2003

AMENDED IN SENATE APRIL 22, 2003

**SENATE BILL**

**No. 601**

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**Introduced by Senator Perata**

February 20, 2003

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An act to amend Section 12020 of the Penal Code, relating to .50 caliber handguns.

LEGISLATIVE COUNSEL'S DIGEST

SB 601, as amended, Perata. .50 caliber handguns.

Existing law provides that it is an offense for anyone who manufactures or causes to be manufactured, imports into the state, keeps for sale, or offers or exposes for sale, or who gives, lends, or possesses specified prohibited weapons, including certain firearms, punishable by imprisonment in a county jail not exceeding one year, or in the state prison.

This bill would, subject to exceptions, expand that crime to include anyone who manufactures or causes to be manufactured, imports into the state, keeps for sale, or offers or exposes for sale, or who gives, lends, or possesses any prohibited .50 caliber handgun, as defined.

By expanding the scope of an existing crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 12020 of the Penal Code is amended to  
2 read:

3 12020. (a) Any person in this state who does any of the  
4 following is punishable by imprisonment in a county jail not  
5 exceeding one year or in the state prison:

6 (1) Manufactures or causes to be manufactured, imports into  
7 the state, keeps for sale, or offers or exposes for sale, or who gives,  
8 lends, or possesses any cane gun or wallet gun, any undetectable  
9 firearm, any firearm which is not immediately recognizable as a  
10 firearm, any camouflaging firearm container, any ammunition  
11 which contains or consists of any fléchette dart, any bullet  
12 containing or carrying an explosive agent, any ballistic knife, any  
13 multiburst trigger activator, any nunchaku, any short-barreled  
14 shotgun, any short-barreled rifle, any metal knuckles, any belt  
15 buckle knife, any leaded cane, any zip gun, any prohibited .50  
16 caliber handgun, any shuriken, any unconventional pistol, any  
17 lipstick case knife, any cane sword, any shobi-zue, any air gauge  
18 knife, any writing pen knife, any metal military practice  
19 handgrenade or metal replica handgrenade, or any instrument or  
20 weapon of the kind commonly known as a blackjack, slungshot,  
21 billy, sandclub, sap, or sandbag.

22 (2) Commencing January 1, 2000, manufactures or causes to be  
23 manufactured, imports into the state, keeps for sale, or offers or  
24 exposes for sale, or who gives, or lends, any large-capacity  
25 magazine.

26 (3) Carries concealed upon his or her person any explosive  
27 substance, other than fixed ammunition.

28 (4) Carries concealed upon his or her person any dirk or dagger.

29 However, a first offense involving any metal military practice  
30 handgrenade or metal replica handgrenade shall be punishable  
31 only as an infraction unless the offender is an active participant in  
32 a criminal street gang as defined in the Street Terrorism and  
33 Enforcement and Prevention Act (Chapter 11 (commencing with  
34 Section 186.20) of Title 7 of Part 1). A bullet containing or



1 carrying an explosive agent is not a destructive device as that term  
2 is used in Section 12301.

3 (b) Subdivision (a) does not apply to any of the following:

4 (1) The sale to, purchase by, or possession of short-barreled  
5 shotguns or short-barreled rifles by police departments, sheriffs'  
6 offices, marshals' offices, the California Highway Patrol, the  
7 Department of Justice, or the military or naval forces of this state  
8 or of the United States for use in the discharge of their official  
9 duties or the possession of short-barreled shotguns and  
10 short-barreled rifles by peace officer members of a police  
11 department, sheriff's office, marshal's office, the California  
12 Highway Patrol, or the Department of Justice when on duty and the  
13 use is authorized by the agency and is within the course and scope  
14 of their duties and the peace officer has completed a training course  
15 in the use of these weapons certified by the Commission on Peace  
16 Officer Standards and Training.

17 (2) The manufacture, possession, transportation or sale of  
18 short-barreled shotguns or short-barreled rifles when authorized  
19 by the Department of Justice pursuant to Article 6 (commencing  
20 with Section 12095) of this chapter and not in violation of federal  
21 law.

22 (3) The possession of a nunchaku on the premises of a school  
23 which holds a regulatory or business license and teaches the arts  
24 of self-defense.

25 (4) The manufacture of a nunchaku for sale to, or the sale of a  
26 nunchaku to, a school which holds a regulatory or business license  
27 and teaches the arts of self-defense.

28 (5) Any antique firearm. For purposes of this section, "antique  
29 firearm" means any firearm not designed or redesigned for using  
30 rimfire or conventional center fire ignition with fixed ammunition  
31 and manufactured in or before 1898 (including any matchlock,  
32 flintlock, percussion cap, or similar type of ignition system or  
33 replica thereof, whether actually manufactured before or after the  
34 year 1898) and also any firearm using fixed ammunition  
35 manufactured in or before 1898, for which ammunition is no  
36 longer manufactured in the United States and is not readily  
37 available in the ordinary channels of commercial trade.

38 (6) Tracer ammunition manufactured for use in shotguns.

39 (7) Any firearm or ammunition which is a curio or relic as  
40 defined in Section 178.11 of Title 27 of the Code of Federal



1 Regulations and which is in the possession of a person permitted  
2 to possess the items pursuant to Chapter 44 (commencing with  
3 Section 921) of Title 18 of the United States Code and the  
4 regulations issued pursuant thereto. Any person prohibited by  
5 Section 12021, 12021.1, or 12101 of this code or Section 8100 or  
6 8103 of the Welfare and Institutions Code from possessing  
7 firearms or ammunition who obtains title to these items by bequest  
8 or intestate succession may retain title for not more than one year,  
9 but actual possession of these items at any time is punishable  
10 pursuant to Section 12021, 12021.1, or 12101 of this code or  
11 Section 8100 or 8103 of the Welfare and Institutions Code. Within  
12 the year, the person shall transfer title to the firearms or  
13 ammunition by sale, gift, or other disposition. Any person who  
14 violates this paragraph is in violation of subdivision (a).

15 (8) Any other weapon as defined in subsection (e) of Section  
16 5845 of Title 26 of the United States Code and which is in the  
17 possession of a person permitted to possess the weapons pursuant  
18 to the federal Gun Control Act of 1968 (Public Law 90-618), as  
19 amended, and the regulations issued pursuant thereto. Any person  
20 prohibited by Section 12021, 12021.1, or 12101 of this code or  
21 Section 8100 or 8103 of the Welfare and Institutions Code from  
22 possessing these weapons who obtains title to these weapons by  
23 bequest or intestate succession may retain title for not more than  
24 one year, but actual possession of these weapons at any time is  
25 punishable pursuant to Section 12021, 12021.1, or 12101 of this  
26 code or Section 8100 or 8103 of the Welfare and Institutions Code.  
27 Within the year, the person shall transfer title to the weapons by  
28 sale, gift, or other disposition. Any person who violates this  
29 paragraph is in violation of subdivision (a). The exemption  
30 provided in this subdivision does not apply to pen guns.

31 (9) Instruments or devices that are possessed by federal, state,  
32 and local historical societies, museums, and institutional  
33 collections which are open to the public, provided that these  
34 instruments or devices are properly housed, secured from  
35 unauthorized handling, and, if the instrument or device is a  
36 firearm, unloaded.

37 (10) Instruments or devices, other than short-barreled shotguns  
38 or short-barreled rifles, that are possessed or utilized during the  
39 course of a motion picture, television, or video production or  
40 entertainment event by an authorized participant therein in the



1 course of making that production or event or by an authorized  
2 employee or agent of the entity producing that production or event.

3 (11) Instruments or devices, other than short-barreled shotguns  
4 or short-barreled rifles, that are sold by, manufactured by, exposed  
5 or kept for sale by, possessed by, imported by, or lent by persons  
6 who are in the business of selling instruments or devices listed in  
7 subdivision (a) solely to the entities referred to in paragraphs (9)  
8 and (10) when engaging in transactions with those entities.

9 (12) The sale to, possession of, or purchase of any weapon,  
10 device, or ammunition, other than a short-barreled rifle or  
11 short-barreled shotgun, by any federal, state, county, city and  
12 county, or city agency that is charged with the enforcement of any  
13 law for use in the discharge of their official duties, or the  
14 possession of any weapon, device, or ammunition, other than a  
15 short-barreled rifle or short-barreled shotgun, by peace officers  
16 thereof when on duty and the use is authorized by the agency and  
17 is within the course and scope of their duties.

18 (13) Weapons, devices, and ammunition, other than a  
19 short-barreled rifle or short-barreled shotgun, that are sold by,  
20 manufactured by, exposed or kept for sale by, possessed by,  
21 imported by, or lent by, persons who are in the business of selling  
22 weapons, devices, and ammunition listed in subdivision (a) solely  
23 to the entities referred to in paragraph (12) when engaging in  
24 transactions with those entities.

25 (14) The manufacture for, sale to, exposing or keeping for sale  
26 to, importation of, or lending of wooden clubs or batons to special  
27 police officers or uniformed security guards authorized to carry  
28 any wooden club or baton pursuant to Section 12002 by entities  
29 that are in the business of selling wooden batons or clubs to special  
30 police officers and uniformed security guards when engaging in  
31 transactions with those persons.

32 (15) Any plastic toy handgrenade, or any metal military  
33 practice handgrenade or metal replica handgrenade that is a relic,  
34 curio, memorabilia, or display item, that is filled with a permanent  
35 inert substance or that is otherwise permanently altered in a  
36 manner that prevents ready modification for use as a grenade.

37 (16) Any instrument, ammunition, weapon, or device listed in  
38 subdivision (a) that is not a firearm that is found and possessed by  
39 a person who meets all of the following:

1 (A) The person is not prohibited from possessing firearms or  
2 ammunition pursuant to Section 12021 or 12021.1 or paragraph  
3 (1) of subdivision (b) of Section 12316 of this code or Section 8100  
4 or 8103 of the Welfare and Institutions Code.

5 (B) The person possessed the instrument, ammunition,  
6 weapon, or device no longer than was necessary to deliver or  
7 transport the same to a law enforcement agency for that agency's  
8 disposition according to law.

9 (C) If the person is transporting the listed item, he or she is  
10 transporting the listed item to a law enforcement agency for  
11 disposition according to law.

12 (17) Any firearm, other than a short-barreled rifle or  
13 short-barreled shotgun, that is found and possessed by a person  
14 who meets all of the following:

15 (A) The person is not prohibited from possessing firearms or  
16 ammunition pursuant to Section 12021 or 12021.1 or paragraph  
17 (1) of subdivision (b) of Section 12316 of this code or Section 8100  
18 or 8103 of the Welfare and Institutions Code.

19 (B) The person possessed the firearm no longer than was  
20 necessary to deliver or transport the same to a law enforcement  
21 agency for that agency's disposition according to law.

22 (C) If the person is transporting the firearm, he or she is  
23 transporting the firearm to a law enforcement agency for  
24 disposition according to law.

25 (D) Prior to transporting the firearm to a law enforcement  
26 agency, he or she has given prior notice to that law enforcement  
27 agency that he or she is transporting the firearm to that law  
28 enforcement agency for disposition according to law.

29 (E) The firearm is transported in a locked container as defined  
30 in subdivision (d) of Section 12026.2.

31 (18) The possession of any weapon, device, or ammunition, by  
32 a forensic laboratory or any authorized agent or employee thereof  
33 in the course and scope of his or her authorized activities.

34 (19) The sale of, giving of, lending of, importation into this  
35 state of, or purchase of, any large-capacity magazine to or by any  
36 federal, state, county, city and county, or city agency that is  
37 charged with the enforcement of any law, for use by agency  
38 employees in the discharge of their official duties whether on or  
39 off duty, and where the use is authorized by the agency and is  
40 within the course and scope of their duties.



1 (20) The sale to, lending to, transfer to, purchase by, receipt of,  
2 or importation into this state of, a large capacity magazine by a  
3 sworn peace officer as defined in Chapter 4.5 (commencing with  
4 Section 830) of Title 3 of Part 2 who is authorized to carry a firearm  
5 in the course and scope of his or her duties.

6 (21) The sale or purchase of any large-capacity magazine to or  
7 by a person licensed pursuant to Section 12071.

8 (22) The loan of a lawfully possessed large-capacity magazine  
9 between two individuals if all of the following conditions are met:

10 (A) The person being loaned the large-capacity magazine is not  
11 prohibited by Section 12021, 12021.1, or 12101 of this code or  
12 Section 8100 or 8103 of the Welfare and Institutions Code from  
13 possessing firearms or ammunition.

14 (B) The loan of the large-capacity magazine occurs at a place  
15 or location where the possession of the large-capacity magazine is  
16 not otherwise prohibited and the person who lends the  
17 large-capacity magazine remains in the accessible vicinity of the  
18 person to whom the large-capacity magazine is loaned.

19 (23) The importation of a large-capacity magazine by a person  
20 who lawfully possessed the large-capacity magazine in the state  
21 prior to January 1, 2000, lawfully took it out of the state, and is  
22 returning to the state with the large-capacity magazine previously  
23 lawfully possessed in the state.

24 (24) The lending or giving of any large-capacity magazine to  
25 a person licensed pursuant to Section 12071, or to a gunsmith, for  
26 the purposes of maintenance, repair, or modification of that  
27 large-capacity magazine.

28 (25) The return to its owner of any large-capacity magazine by  
29 a person specified in paragraph (24).

30 (26) The importation into this state of, or sale of, any  
31 large-capacity magazine by a person who has been issued a permit  
32 to engage in those activities pursuant to Section 12079, when those  
33 activities are in accordance with the terms and conditions of that  
34 permit.

35 (27) The sale of, giving of, lending of, importation into this  
36 state of, or purchase of, any large-capacity magazine, to or by  
37 entities that operate armored vehicle businesses pursuant to the  
38 laws of this state.

39 (28) The lending of large-capacity magazines by the entities  
40 specified in paragraph (27) to their authorized employees, while



1 in the course and scope of their employment for purposes that  
2 pertain to the entity's armored vehicle business.

3 (29) The return of those large-capacity magazines to those  
4 entities specified in paragraph (27) by those employees specified  
5 in paragraph (28).

6 (30) (A) The manufacture of a large-capacity magazine for  
7 any federal, state, county, city and county, or city agency that is  
8 charged with the enforcement of any law, for use by agency  
9 employees in the discharge of their official duties whether on or  
10 off duty, and where the use is authorized by the agency and is  
11 within the course and scope of their duties.

12 (B) The manufacture of a large-capacity magazine for use by  
13 a sworn peace officer as defined in Chapter 4.5 (commencing with  
14 Section 830) of Title 3 of Part 2 who is authorized to carry a firearm  
15 in the course and scope of his or her duties.

16 (C) The manufacture of a large-capacity magazine for export  
17 or for sale to government agencies or the military pursuant to  
18 applicable federal regulations.

19 (31) The loan of a large-capacity magazine for use solely as a  
20 prop for a motion picture, television, or video production.

21 (32) The purchase of a large-capacity magazine by the holder  
22 of a special weapons permit issued pursuant to Section 12095,  
23 12230, 12250, 12286, or 12305, for any of the following purposes:

24 (A) For use solely as a prop for a motion picture, television, or  
25 video production.

26 (B) For export pursuant to federal regulations.

27 (C) For resale to law enforcement agencies, government  
28 agencies, or the military, pursuant to applicable federal  
29 regulations.

30 ~~(33) Until March 1, 2004, the~~ (A) *The* possession of a  
31 prohibited .50 caliber handgun by a person who lawfully  
32 possessed the firearm, *and who was listed with the Department of*  
33 *Justice as the registered owner of the firearm pursuant to Section*  
34 *11106*, prior to January 1, 2004.

35 ~~(34) Until March 1, 2004, the~~

36 (B) *The* transfer of a prohibited .50 caliber handgun by a person  
37 *described in subparagraph (A) by* relinquishment or otherwise to  
38 a firearms dealer licensed pursuant to Section 12071, a person  
39 residing outside of the state who is licensed pursuant to Chapter 44



(commencing with Section 921) of Title 18 of the United States Code, or to a law enforcement agency.

(C) *The importation of a prohibited .50 caliber handgun by a person described in subparagraph (A) who took the firearm out of the state and is returning to the state with the firearm.*

(D) *The possession for purposes of disposal or the disposal of a prohibited .50 caliber handgun by relinquishment or otherwise to a firearms dealer licensed pursuant to Section 12071, a person residing outside of the state who is licensed pursuant to Chapter 44 (commencing with Section 921) of Title 18 of the United States Code, or to a law enforcement agency, by the executor or administrator of an estate that includes the firearm.*

(c) (1) As used in this section, a “short-barreled shotgun” means any of the following:

(A) A firearm which is designed or redesigned to fire a fixed shotgun shell and having a barrel or barrels of less than 18 inches in length.

(B) A firearm which has an overall length of less than 26 inches and which is designed or redesigned to fire a fixed shotgun shell.

(C) Any weapon made from a shotgun (whether by alteration, modification, or otherwise) if that weapon, as modified, has an overall length of less than 26 inches or a barrel or barrels of less than 18 inches in length.

(D) Any device which may be readily restored to fire a fixed shotgun shell which, when so restored, is a device defined in subparagraphs (A) to (C), inclusive.

(E) Any part, or combination of parts, designed and intended to convert a device into a device defined in subparagraphs (A) to (C), inclusive, or any combination of parts from which a device defined in subparagraphs (A) to (C), inclusive, can be readily assembled if those parts are in the possession or under the control of the same person.

(2) As used in this section, a “short-barreled rifle” means any of the following:

(A) A rifle having a barrel or barrels of less than 16 inches in length.

(B) A rifle with an overall length of less than 26 inches.

(C) Any weapon made from a rifle (whether by alteration, modification, or otherwise) if that weapon, as modified, has an

1 overall length of less than 26 inches or a barrel or barrels of less  
2 than 16 inches in length.

3 (D) Any device which may be readily restored to fire a fixed  
4 cartridge which, when so restored, is a device defined in  
5 subparagraphs (A) to (C), inclusive.

6 (E) Any part, or combination of parts, designed and intended  
7 to convert a device into a device defined in subparagraphs (A) to  
8 (C), inclusive, or any combination of parts from which a device  
9 defined in subparagraphs (A) to (C), inclusive, may be readily  
10 assembled if those parts are in the possession or under the control  
11 of the same person.

12 (3) As used in this section, a “nunchaku” means an instrument  
13 consisting of two or more sticks, clubs, bars or rods to be used as  
14 handles, connected by a rope, cord, wire, or chain, in the design of  
15 a weapon used in connection with the practice of a system of  
16 self-defense such as karate.

17 (4) As used in this section, a “wallet gun” means any firearm  
18 mounted or enclosed in a case, resembling a wallet, designed to be  
19 or capable of being carried in a pocket or purse, if the firearm may  
20 be fired while mounted or enclosed in the case.

21 (5) As used in this section, a “cane gun” means any firearm  
22 mounted or enclosed in a stick, staff, rod, crutch, or similar device,  
23 designed to be, or capable of being used as, an aid in walking, if  
24 the firearm may be fired while mounted or enclosed therein.

25 (6) As used in this section, a “fléchette dart” means a dart,  
26 capable of being fired from a firearm, that measures  
27 approximately one inch in length, with tail fins that take up  
28 approximately five-sixteenths of an inch of the body.

29 (7) As used in this section, “metal knuckles” means any device  
30 or instrument made wholly or partially of metal which is worn for  
31 purposes of offense or defense in or on the hand and which either  
32 protects the wearer’s hand while striking a blow or increases the  
33 force of impact from the blow or injury to the individual receiving  
34 the blow. The metal contained in the device may help support the  
35 hand or fist, provide a shield to protect it, or consist of projections  
36 or studs which would contact the individual receiving a blow.

37 (8) As used in this section, a “ballistic knife” means a device  
38 that propels a knifelike blade as a projectile by means of a coil  
39 spring, elastic material, or compressed gas. Ballistic knife does not  
40 include any device which propels an arrow or a bolt by means of



1 any common bow, compound bow, crossbow, or underwater spear  
2 gun.

3 (9) As used in this section, a “camouflaging firearm  
4 container” means a container which meets all of the following  
5 criteria:

6 (A) It is designed and intended to enclose a firearm.

7 (B) It is designed and intended to allow the firing of the  
8 enclosed firearm by external controls while the firearm is in the  
9 container.

10 (C) It is not readily recognizable as containing a firearm.

11 “Camouflaging firearm container” does not include any  
12 camouflaging covering used while engaged in lawful hunting or  
13 while going to or returning from a lawful hunting expedition.

14 (10) As used in this section, a “zip gun” means any weapon or  
15 device which meets all of the following criteria:

16 (A) It was not imported as a firearm by an importer licensed  
17 pursuant to Chapter 44 (commencing with Section 921) of Title 18  
18 of the United States Code and the regulations issued pursuant  
19 thereto.

20 (B) It was not originally designed to be a firearm by a  
21 manufacturer licensed pursuant to Chapter 44 (commencing with  
22 Section 921) of Title 18 of the United States Code and the  
23 regulations issued pursuant thereto.

24 (C) No tax was paid on the weapon or device nor was an  
25 exemption from paying tax on that weapon or device granted under  
26 Section 4181 and Subchapters F (commencing with Section 4216)  
27 and G (commencing with Section 4221) of Chapter 32 of Title 26  
28 of the United States Code, as amended, and the regulations issued  
29 pursuant thereto.

30 (D) It is made or altered to expel a projectile by the force of an  
31 explosion or other form of combustion.

32 (11) As used in this section, a “shuriken” means any  
33 instrument, without handles, consisting of a metal plate having  
34 three or more radiating points with one or more sharp edges and  
35 designed in the shape of a polygon, trefoil, cross, star, diamond,  
36 or other geometric shape for use as a weapon for throwing.

37 (12) As used in this section, an “unconventional pistol” means  
38 a firearm that does not have a rifled bore and has a barrel or barrels  
39 of less than 18 inches in length or has an overall length of less than  
40 26 inches.

1 (13) As used in this section, a “belt buckle knife” is a knife  
2 which is made an integral part of a belt buckle and consists of a  
3 blade with a length of at least 2<sup>1</sup>/<sub>2</sub> inches.

4 (14) As used in this section, a “lipstick case knife” means a  
5 knife enclosed within and made an integral part of a lipstick case.

6 (15) As used in this section, a “cane sword” means a cane,  
7 swagger stick, stick, staff, rod, pole, umbrella, or similar device,  
8 having concealed within it a blade that may be used as a sword or  
9 stiletto.

10 (16) As used in this section, a “shobi-zue” means a staff,  
11 crutch, stick, rod, or pole concealing a knife or blade within it  
12 which may be exposed by a flip of the wrist or by a mechanical  
13 action.

14 (17) As used in this section, a “leaded cane” means a staff,  
15 crutch, stick, rod, pole, or similar device, unnaturally weighted  
16 with lead.

17 (18) As used in this section, an “air gauge knife” means a  
18 device that appears to be an air gauge but has concealed within it  
19 a pointed, metallic shaft that is designed to be a stabbing  
20 instrument which is exposed by mechanical action or gravity  
21 which locks into place when extended.

22 (19) As used in this section, a “writing pen knife” means a  
23 device that appears to be a writing pen but has concealed within it  
24 a pointed, metallic shaft that is designed to be a stabbing  
25 instrument which is exposed by mechanical action or gravity  
26 which locks into place when extended or the pointed, metallic shaft  
27 is exposed by the removal of the cap or cover on the device.

28 (20) As used in this section, a “rifle” means a weapon designed  
29 or redesigned, made or remade, and intended to be fired from the  
30 shoulder and designed or redesigned and made or remade to use  
31 the energy of the explosive in a fixed cartridge to fire only a single  
32 projectile through a rifled bore for each single pull of the trigger.

33 (21) As used in this section, a “shotgun” means a weapon  
34 designed or redesigned, made or remade, and intended to be fired  
35 from the shoulder and designed or redesigned and made or remade  
36 to use the energy of the explosive in a fixed shotgun shell to fire  
37 through a smooth bore either a number of projectiles (ball shot) or  
38 a single projectile for each pull of the trigger.

39 (22) As used in this section, an “undetectable firearm” means  
40 any weapon which meets one of the following requirements:



1 (A) When, after removal of grips, stocks, and magazines, it is  
2 not as detectable as the Security Exemplar, by walk-through metal  
3 detectors calibrated and operated to detect the Security Exemplar.

4 (B) When any major component of which, when subjected to  
5 inspection by the types of X-ray machines commonly used at  
6 airports, does not generate an image that accurately depicts the  
7 shape of the component. Barium sulfate or other compounds may  
8 be used in the fabrication of the component.

9 (C) For purposes of this paragraph, the terms “firearm,”  
10 “major component,” and “Security Exemplar” have the same  
11 meanings as those terms are defined in Section 922 of Title 18 of  
12 the United States Code.

13 All firearm detection equipment newly installed in nonfederal  
14 public buildings in this state shall be of a type identified by either  
15 the United States Attorney General, the Secretary of  
16 Transportation, or the Secretary of the Treasury, as appropriate, as  
17 available state-of-the-art equipment capable of detecting an  
18 undetectable firearm, as defined, while distinguishing innocuous  
19 metal objects likely to be carried on one’s person sufficient for  
20 reasonable passage of the public.

21 (23) As used in this section, a “multiburst trigger activator”  
22 means one of the following devices:

23 (A) A device designed or redesigned to be attached to a  
24 semiautomatic firearm which allows the firearm to discharge two  
25 or more shots in a burst by activating the device.

26 (B) A manual or power-driven trigger activating device  
27 constructed and designed so that when attached to a semiautomatic  
28 firearm it increases the rate of fire of that firearm.

29 (24) As used in this section, a “dirk” or “dagger” means a  
30 knife or other instrument with or without a handguard that is  
31 capable of ready use as a stabbing weapon that may inflict great  
32 bodily injury or death. A nonlocking folding knife, a folding knife  
33 that is not prohibited by Section 653k, or a pocketknife is capable  
34 of ready use as a stabbing weapon that may inflict great bodily  
35 injury or death only if the blade of the knife is exposed and locked  
36 into position.

37 (25) As used in this section, “large-capacity magazine” means  
38 any ammunition feeding device with the capacity to accept more  
39 than 10 rounds, but shall not be construed to include any of the  
40 following:

1 (A) A feeding device that has been permanently altered so that  
2 it cannot accommodate more than 10 rounds.

3 (B) A .22 caliber tube ammunition feeding device.

4 (C) A tubular magazine that is contained in a lever-action  
5 firearm.

6 (26) For purposes of this section, “prohibited .50 caliber  
7 handgun” means a handgun that is designed, or redesigned,  
8 manufactured or remanufactured and intended to fire a centerfire  
9 cartridge in .50 caliber or greater, or any metric equivalent of .50  
10 caliber or greater, is not an antique firearm as defined in paragraph  
11 (16) of subsection (a) of Section 921 of Title 18 of the United  
12 States Code, and is not a curio or relic as defined in Section 178.11  
13 of Title 27 of the Code of Federal Regulations.

14 (d) Knives carried in sheaths which are worn openly suspended  
15 from the waist of the wearer are not concealed within the meaning  
16 of this section.

17 SEC. 2. No reimbursement is required by this act pursuant to  
18 Section 6 of Article XIII B of the California Constitution because  
19 the only costs that may be incurred by a local agency or school  
20 district will be incurred because this act creates a new crime or  
21 infraction, eliminates a crime or infraction, or changes the penalty  
22 for a crime or infraction, within the meaning of Section 17556 of  
23 the Government Code, or changes the definition of a crime within  
24 the meaning of Section 6 of Article XIII B of the California  
25 Constitution.

